

House Bill 551

By: Representatives Hill of the 3<sup>rd</sup>, Caldwell of the 20<sup>th</sup>, Jones of the 91<sup>st</sup>, Mathiak of the 73<sup>rd</sup>,  
Newton of the 123<sup>rd</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to provide for legislative findings; to provide a definition; to provide for the identification of a standard level of kratom alkaloids and establish recommended dosages; to provide for the prohibition of access to kratom to persons under 18 years of age; to provide for package labeling requirements; to provide for penalties; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances is amended by adding a new Article 6, as follows:

"ARTICLE 6.

16-13-120.

The General Assembly finds that research of the benefits and safety risks of kratom and its role in battling opioid addiction is important to the public welfare of the citizens of Georgia. This body also finds that the General Assembly, along with federal, state and local law enforcement, should collaborate to create additional standards based on scientific research to protect kratom users. The General Assembly also finds there is an increased need to monitor kratom product quality to protect kratom consumers and all citizens.

16-13-121.

As used in this article, the term 'kratom' means the tropical evergreen known as the Mitragyna speciosa that is native to Southeast Asia that contains the alkaloid mitragynine which has stimulant and opioid-like properties.

16-13-122.

(a) The Georgia Bureau of Investigation shall work with the United States Drug Enforcement Agency to identify a standard level of kratom alkaloids, specifically mitragynine and 7-hydroxymitragynine, that is naturally found in Mitragyna speciosa.

(b) Based on the findings pursuant to subsection (a) of this Code section, a recommended dosage shall be established according to the standard level of alkaloids naturally found in kratom, as well as a list of other substances that have harmful interactions with kratom.

16-13-123.

No person shall sell or transfer possession of any kratom to another person under 18 years of age, nor shall any person under 18 years of age possess or buy any amount kratom.

16-13-124.

Kratom packaging shall be accompanied by a label bearing the following information prior to its sale in this state:

(1) Clearly labeled ingredients;

(2) That the sale or transfer possession of any kratom to another person under 18 years of age is prohibited;

(3) The amount of mitragynine and 7-hydroxymitragynine contained in the product;

(4) The amount of mitragynine and 7-hydroxymitragynine contained in the packaging;

(5) The common or usual name of each ingredient used in the manufacture of the kratom product, listed in descending order of predominance;

(6) The name and the principal mailing address of the manufacturer or the person responsible for distributing the kratom product;

(7) Clear and adequate directions for the consumption of kratom the product necessary for its safe and effective use; and

(8) Any precautionary statements as to the safety and effectiveness of the kratom product.

16-13-125.

Any person who distributes or possesses kratom with the intent to distribute to any person under 18 years of age shall be guilty of a misdemeanor."

## **SECTION 2.**

All laws and parts of laws in conflict with this Act are repealed.